

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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DONNA GRANT, Individually and as Mother and
Natural Guardian of J [REDACTED] H [REDACTED] an infant under the
age of eighteen years, and MIRIAM CAMPBELL,

Plaintiffs,

**STIPULATION AND
ORDER OF
SETTLEMENT OF
ATTORNEY FEES**

-against-

06 CV 5203 (DC)(THK)

CITY OF NEW YORK, CAPT. JOHN BRAILLE, LT.
TONY TRABUCCO¹, SGT. EDWARD VARGAS,
DET. JOHNNY ROSARIO, DET. GREG PERPALL,
DET. GERARD CUNNINGHAM, DET. RAMONITA
CARDONA, DET. CHARLES CALSTRON, DET.
CLINT SMITH, DET. HECTOR SALAS, and P.O.s
JOHN and JANE DOE #1-10, individually and in their
official capacities, (the names John and Jane Doe being
fictitious, as the true names are presently unknown),

Defendants.

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WHEREAS, plaintiffs commenced this action by filing an amended
complaint on or about April 27, 2007, alleging that their civil rights were violated; and

WHEREAS, defendants have denied and continue to deny the truth of
plaintiff's allegations and deny any and all liability arising out of plaintiff's allegations;
and

WHEREAS, pursuant to the September 17, 2007 Stipulation and Order of
Settlement and Dismissal, plaintiffs assigned their rights to attorneys' fees, costs and
expenses to their counsel; and

WHEREAS, counsel for plaintiffs and defendants now desire to resolve
the issue of attorney fees, costs and expenses without further proceedings; and

¹ Lt. Tony Trabucco has retired and has not been served in this matter.

WHEREAS, this Stipulation and Order of Settlement of Attorney fees ("Stipulation") shall not be construed to be an admission of liability by any defendant or the City of New York, nor an admission that any of the allegations made by plaintiff are true or that defendants in any way violated any rights guaranteed to plaintiff by any constitutions, statutes, ordinances, rules or regulations of the United States, the State of New York, or any subdivision thereof; and

WHEREAS, this Stipulation shall not be admissible in, nor is it related to, any other litigation or settlement negotiations, and nothing contained herein shall be deemed to constitute a policy or practice of the City of New York;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, the attorneys of record for the respective parties to the above-captioned action, as follows:

1. Defendant City of New York shall pay to plaintiff's counsel, Rose M. Weber, the sum total of Six Thousand (\$6,000.00) Dollars in full satisfaction of plaintiffs' attorney fees, expenses and costs.

Dated: New York, New York
November 27, 2007

Rose M. Weber, Esq.
225 Broadway, Suite 1608
New York, NY 10007
Attorney for Plaintiffs

By: Rose M. Weber
Rose Weber, Esq. (RW 0515)

SO ORDERED:

MICHAEL A. CARDOZO
Corporation Counsel of the
City of New York
Attorney for Defendants
100 Church Street, Room 3-180
New York, New York 10007
(212) 788-1029

By: Jennifer L. Rubin
Jennifer L. Rubin, Esq.
Assistant Corporation Counsel

UNITED STATES DISTRICT JUDGE